



**SPECIAL / CASE REVIEW MEETING
MINUTES OF ACTIONS
Wednesday, June 1, 2011
Art Pick Council Chambers
and
6th Floor Large Conference Room
3900 Main Street, Riverside, CA**

SPECIAL MEETING – 4:00 PM

Chairman Santore called the meeting to order at 4:05 PM.

PLEDGE OF ALLEGIANCE

Roll Call

Rotker	Slawsby	Johnson	Brandriff	Morales	Jackson	Roberts	Santore	Adams
✓	✓	✓	✓	UE	✓	✓	✓	✓

✓ = Present **B** = Absent / Business **S** = Absent / Sick **V** = Absent / Vacation **O** = Absent / Other
UE = Absent / Unexcused **L** = Late **LE** = Left Early

STAFF: Frank Hauptmann, CPRC Manager; Phoebe Sherron, Sr. Office Specialist

Public Comments

There were no public comments.

CPRC Independent Investigator

Introduction of Mr. Mike Bumcrot, Mike Bumcrot Consulting.

Mr. Hauptmann introduced Mr. Mike Bumcrot, who has been contracted to conduct independent investigations for the Commission. Mr. Bumcrot gave the Commission a brief history of his background in law enforcement and homicide investigations.

RPD Briefing

Preliminary briefing on the officer-involved death of Virgil Millon on May 10, 2011.

Asst. Chief Chris Vicino briefed the Commission on the incident. (The audio, along with the slide show presentation, is available on the CPRC website.)

Commissioner Brandriff:

- Did the suspect fire at the officer?
 - Asst. Chief Vicino: No.

Commissioner Rotker:

- The officer had a key to a private community. Is that normal?
 - Yes. Some communities have Knox boxes for the local fire departments. Riverside PD is also able to obtain the keys in emergency situations.
- Four shots were fired. Was the first shot a miss?
 - We believe that the first was a miss and the other three were hits.
- Those shots were from 60 yards?
 - One was from 64 yards, but the other shots were from closer distances as the officer advanced.
- He was using his service Glock?
 - Yes. 40mm Glock.
- Two weapons were found on the suspect. What kind were they and how many rounds had been expended?
 - Not sure, but believe one was a revolver, one automatic. One magazine had been expended and reloaded once.
- How many rounds were in the bodies of the deceased victims?
 - Don't know. Didn't review their autopsy results.
- You said earlier there was a potential for a law suit.
 - All officer-involved shootings I've been involved with in some manner have had law suits filed.
- Has a suit been filed in this case?
 - Family members have retained an attorney and have requested case reports, etc.
- Millon's family?
 - Yes.
- The suspect was hit twice in the thigh. That didn't affect his stride?
 - I don't know, but he continued to move.

Commissioner Slawsby:

- When the officer arrived on-scene, he saw the suspect firing two rounds. Did the officer identify himself to the suspect or open fire?
 - He did not identify himself. He fired his weapon.
- Did he ever identify himself during the confrontation?
 - I don't believe so, but the officer was in uniform and driving a marked police car.
- The suspect had his gun as he was running away?
 - Yes.

Vice-Chair Roberts:

- Was there anyone else in the house?
 - There was, adults and children, as a barbeque was being held at the house.
- So there were eyewitnesses?
 - There were eyewitnesses in the house and on the street. The sun wasn't down yet so there were people on the street when the officer arrived.
- Do you know what the relationship was between the deceased female and Millon at the time of the incident? Anything on record to show fighting or animosity between them?
 - Yes, there was turmoil.

Commissioner Johnson:

- What was the distance between the officer and the suspect at the time of the fourth round?
 - About 37 yards.
- Is it possible the suspect opted for suicide by cop?
 - Can't speculate on that; advised a review the Use of Force policy. The officer's actions appear to be consistent with RPD policy and appeared to be a life-saving action for those on the street and for himself.

As there were no further questions, Chairman Santore thanked Asst. Chief Vicino for the briefing.

Commissioner Brandriff asked Mr. Hauptmann if Mike Bumcrot was going to be conducting the investigation for this case. Mr. Hauptmann said yes, he would be.

The Commission recessed at 4:30 PM to reconvene in the 6th Floor Large Conference Room for the Case Review Meeting.

CASE REVIEW – 4:30 PM

Case Review Roll Call

Rotker	Slawsby	Johnson	Brandriff	Morales	Jackson	Roberts	Santore	Adams
✓	✓	✓	✓	UE	✓	✓	✓	✓

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Public Comment

Ms. Dorothy Carlson, Mr. Benjamin Cain, and Mr. John McLaurin addressed the Commission regarding their respective cases.

Closed Session – Case Reviews

Pursuant to Government Code Section 54957, the Commission adjourned to Closed Session at 4:05 PM to discuss issues pertaining to PUBLIC EMPLOYEE PERSONNEL MATTERS.

CPRC CASE NO.		RPD CASE NO.	CPRC CASE NO.		RPD CASE NO.
1)	09-050	PC-09-10071	8)	10-050	PC-10-11070
2)	11-005	PC-11-02007	9)	10-045	PC-10-11063
3)	10-051	PC-10-11071	10)	11-012	PC-11-03015
4)	10-026	PC-10-06046	11)	10-055	PC-10-12076
5)	11-009	PC-11-03011	12)	11-010	PC-11-03016
6)	10-054	PC-10-12078	13)	08-042	PA-08-09067
7)	11-007	PC-11-02010			

Adjournment

The Commission adjourned at 9:00 PM.

Respectfully submitted,


PHOEBE SHERRON
Sr. Office Specialist